

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 643**

FINAL READING

Introduced by Schilz, 47.

Read first time January 21, 2009

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to electric lines; to amend section 70-311,  
2 Reissue Revised Statutes of Nebraska; to extend the  
3 distance and time requirements relating to notice of  
4 certain road construction; to provide notice requirements  
5 for natural resources districts for certain road  
6 construction; and to repeal the original section.  
7 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 70-311, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           70-311 (1) Whenever any county or township road  
4 construction, widening, repair, or grading project or any road  
5 ditch improvement project requires, or can reasonably be expected  
6 to require, the performance of any work within ~~six~~ ten feet of  
7 any electric transmission or electric distribution line, poles,  
8 or anchors, notice to the owner of such line, poles, or anchors  
9 shall be given by the respective county or township officers in  
10 charge of such projects. Such notice shall be given at least  
11 thirty ~~ninety~~ ninety days prior to the start of any work when, because  
12 of road construction, widening, repair, or grading or a road ditch  
13 improvement project, or for any other reason, it is necessary  
14 to relocate such line, poles, or anchors or if such work will  
15 compromise the structural integrity of the line, poles, or anchors.

16           (2) If a natural resources district will be altering a  
17 road structure or grading or moving earth for a flood control,  
18 recreation, or other project that requires, or can reasonably be  
19 expected to require, the performance of any work within ten feet of  
20 any electric transmission or electric distribution line, poles, or  
21 anchors, notice to the owner of such line, poles, or anchors shall  
22 be given by the respective natural resources district in charge  
23 of such projects. Such notice shall be given at least ninety days  
24 prior to the start of any work when, because of such road structure  
25 alteration or grading or moving earth, or for any other reason, it

1 is necessary to relocate such line, poles, or anchors or if such  
2 work will compromise the structural integrity of the line, poles,  
3 or anchors.

4           Sec. 2. Original section 70-311, Reissue Revised Statutes  
5 of Nebraska, is repealed.